

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

DIRECTOR OF HEALTH
DEPARTMENT OF HEALTH
DIVISION OF HEALTH SERVICES REGULATION and
ENVIRONMENTAL HEALTH
OFFICE OF FACILITIES REGULATION

IN THE MATTER OF:
ST. JOSEPH HEALTH SERVICES OF RHODE ISLAND

COMPLIANCE ORDER

Now comes the Director of Health of the State of Rhode Island, and pursuant to Rhode Island General Laws, section 23-17-21 makes the following Findings and enters the following Order:

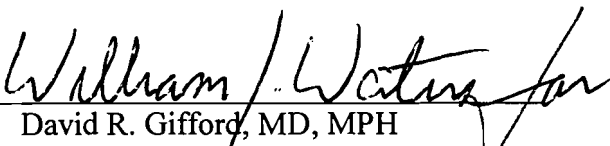
1. St. Joseph Health Services of Rhode Island (hereinafter the "Hospital") is a Hospital located at 200 High Service Avenue in the City of North Providence, County of Providence, State of Rhode Island, which is a licensed as a Hospital by the Office of Facilities Regulation within the Department of Health of the State of Rhode Island pursuant to section 23-17-1, et seq of the General Laws of the State of Rhode Island.
2. Pursuant to regulation and as a condition of its license, the Hospital is required to provide care and services in accordance with written policies and procedures pertaining to physical environment. The Hospital is further required to comply with all rules and regulations requiring the provision of care and services to all patients in accordance with the prevailing community standard of care and in a manner that maintains the health and safety of individuals, and to ensure that the physical environment in no way jeopardizes a patients safety.
3. A review by the Department of Health, on 22 August 2007, indicated that the Hospital failed to provide care and services in accordance with written policies and procedures pertaining to the physical environment in the Fatima Unit, and failed to provide care and services in accordance with the prevailing community standard of care in a manner that maintains the health and safety of individuals and services. This was determined following review of the patient's medical record and the hospital's inability to provide evidence that comprehensive environmental safety reviews were performed on a regular basis. A copy of the survey report is attached hereto and made a part hereof (Exhibit A).
4. The survey of 22 August 2007 included a review of the Hospital's maintenance and work order records provided by Hospital staff specifically regarding a particular window in the Fatima Unit. On 7 September 2007 and following the conclusion of the on-site review, the Department of Health received new information from the Hospital regarding repairs made in **June 2007** to the same window. This information was not provided to surveyors when requested. In fact, at the time of the on-site review, the Hospital denied having had information and/or prior issues with that specific window. As a consequence of the foregoing, the Hospital is found to be in violation of statutory and regulatory requirements.

5. The Director hereby finds that, based on the failure to ensure a safe and secure environment for patients on a psychiatric unit, the Hospital is not in conformance with the requirements of licensure.
6. Therefore, based on the foregoing, the Director finds that without intervention of the Department of Health and issuance of this Compliance Order, the health, safety and welfare of the patients of the Hospital could be compromised.

It is hereby **ORDERED**:

1. St. Joseph Hospital of Rhode Island is ordered to engage the services of a Quality Monitor who is approved by the Director of Health to review the physical environment of all units providing psychiatric services. The consultant shall:
 - a. Evaluate and make recommendations regarding the safety and security of said units, and
 - b. Review and make recommendations regarding the hospital's implementation and documentation of ongoing safety and preventive maintenance program
 - c. Report to the Director of Health all findings and recommendations.
2. St. Joseph Hospital of Rhode Island will confirm the selection of the Quality Monitor with the Director of Health no later than the end of business on Friday, September 21st, 2007, and maintain the services of the Quality Monitor until released by the Director.
3. The Hospital is hereby issued a REPRIMAND.
4. This Compliance Order shall be effective immediately upon service.

Entered this 11th day of September, 2007

By 
David R. Gifford, MD, MPH
Director of Health, State of Rhode Island

CERTIFICATION OF SERVICE

A copy of the within Compliance Order was hand delivered to John M. Fogarty, Acting President and Chief Executive Officer, St. Joseph Health Services of Rhode Island by the undersigned on the 11th day of September, 2007 at ____ PM.
